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2009 MAY -6 PM 2:58

CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

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Unsealed on

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5-14-2009

(unt)

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

June 2008 Grand Jury

11	UNITED STATES OF AMERICA,	) Case No. <u>09CR0577-MMA</u>
12	Plaintiff,	) I N D I C T M E N T
13	v.	) (Superseding)
14	JESUS NAVARRO-MONTES,	) Title 21, U.S.C., Secs. 841(a)(1)
15	Defendant.	) and 846 - Conspiracy to Distribute
16		) Marijuana; Title 21, U.S.C.,
17		) Sec. 841(a)(1) - Possession of
		) Marijuana with Intent to
		) Distribute; Title 18, U.S.C.,
		) Secs. 7(3) and 1111 - Second
		) Degree Murder

18 The grand jury charges:

19 Count 1

20 Beginning at a date unknown to the grand jury and continuing up
21 to and including January 19, 2008, within the Southern District of
22 California and elsewhere, defendant JESUS NAVARRO-MONTES did knowingly
23 and intentionally conspire with other persons known and unknown to the
24 grand jury to distribute 100 kilograms and more of marijuana, a
25 Schedule I controlled substance; in violation of Title 21, United
26 States Code, Sections 841(a)(1) and 846.

27 //

28 DDL:em:San Diego
5/5/09

Count 2

2 On or about September 23, 2007, within the Southern District of
3 California, defendant JESUS NAVARRO-MONTES did knowingly and
4 intentionally possess, with intent to distribute, approximately
5 445.32 kilograms (979.70 pounds) of marijuana, a Schedule I
6 Controlled Substance; in violation of Title 21, United States Code,
7 Section 841(a)(1).

Count 3

9 On or about January 19, 2008, within the Southern District of
10 California, in the Imperial Sand Dunes Recreation Area, defendant
11 JESUS NAVARRO-MONTES with malice aforethought did unlawfully kill
12 Border Patrol Agent L. Aguilar by striking Agent L. Aguilar with
13 a Hummer vehicle; in violation of Title 18, United States Code,
14 Sections 7(3) and 1111.

15 DATED: May 6, 2009.

A TRUE BILL:

~~Foreperson~~

20 KAREN P. HEWITT
United States Attorney

22 By: DAVID D. LESHNER
23 Assistant U.S. Attorney